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21016063

SPECIAL RECORD BOOK 935
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE \$200 DEPUTY *mw*

City of Chubbuck

21016063

2010 SEP 24 P 2:29

CITY OF CHUBBUCK, IDAHO

095

ORDINANCE NO. 607

AN ORDINANCE OF THE CITY OF CHUBBUCK, IDAHO, ANNEXING CERTAIN LANDS TO BE INCLUDED WITHIN THE BOUNDARIES AND JURISDICTIONAL LIMITS OF THE CITY OF CHUBBUCK, IDAHO; SPECIFYING THE ZONING CLASSIFICATION WHICH SHALL BE APPLIED TO SAID LANDS NEWLY ANNEXED TO THE CITY OF CHUBBUCK; DIRECTING THE CHUBBUCK CITY CLERK TO RECORD THE ORDINANCE WITH BANNOCK COUNTY; REPEALING PRIOR CONFLICTING ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE PROVISIONS OF THIS ORDINANCE; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF CHUBBUCK, IDAHO:

Section 1. Annexation. The following described lands, located within Bannock County and contiguous to the existing boundaries of the City of Chubbuck, Idaho are hereby annexed and included within the boundaries and jurisdictional limits of the City of Chubbuck, Idaho:

Copperfield Landing - Darris Ellis - See Exhibit "A" -

Section 2. Zoning. The above-described lands newly annexed to the City of Chubbuck, Idaho, shall be subject to the zoning classification of PUD, Planned Unit Development.

Section 3. Recording. The Chubbuck City Clerk is hereby directed to cause the ordinance to be recorded in the records of Bannock County.

ADMINISTRATIVE PROVISIONS

Section 1. Repeal of Conflicting Ordinances. The provisions of any Ordinance of the City of Chubbuck, Idaho, and any provision of the Chubbuck Municipal Code which are in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 2. Severability. If any provision of this ordinance is held invalid, for any reason, by any court of competent jurisdiction, such holding shall not affect the validity or enforceability of any of the remaining provisions.


Section 3. Effective Date. The rule requiring an ordinance to be read on three separate

days, one of which shall be a reading in full, is hereby dispensed with, and this Ordinance shall become effective upon its passage, approval and publication as provided by law.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF
CHUBBUCK, IDAHO, this 24th day of August, 2010.


Steven M. England, MAYOR

ATTEST:


Richard Morgan, CITY CLERK

**EXHIBIT A
COPPERFIELD LANDING
ANNEXATION**

A parcel of land located in the Northwest 1/4 of the Northeast 1/4 of Section 4, Township 6 South, Range 34 East, Boise Meridian, Bannock County, Idaho, Described as Follows:

BEGINNING at the North 1/4 Corner of Section 4, Township 6 South, Range 34 East, Boise Meridian, see Corner Perpetuation and Filing record of Bannock County Instrument Number 20520352;

Thence South 89°47'06" East, along the North line of said Section 4, a distance of 1322.18 feet to the East 1/16 corner on the North line of said Section 4, see Corner Perpetuation and Filing record of Bannock County Instrument Number 689900;

Thence South 00°40'46" East, along the East 1/16 line of said Section 4, a distance of 1304.97 feet to the Northeast 1/16 corner of said Section 4, see Corner Perpetuation and Filing record of Bannock County Instrument Number 20602190, being the Northeast corner of Homestead Estates – Division 3 as recorded in the official records of Bannock County under Instrument Number 20816430;

Thence South 89°56'27" West, along the North 1/16 line of said Section 4 also being the Chubbuck City Limits Line, a distance of 782.63 feet;

Thence North 00°28'52" West, along the Chubbuck City Limits Line, a distance of 415.00;

Thence South 89°56'27" West, along the Chubbuck City Limits Line, a distance 544.00 feet to a point on the Meridional Centerline of said Section 4;

Thence North 00°28'52" West, along the Meridional Centerline of said Section 4, a distance of 896.26 feet to the **POINT OF BEGINNING**.

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

LN18022

KAREN MASON

**CITY OF CHUBBUCK, IDAHO
ORDINANCE NO. 887**

AN ORDINANCE OF THE CITY OF CHUBBUCK, IDAHO, ANNEXING CERTAIN LANDS TO BE INCLUDED WITHIN THE BOUNDARIES AND JURISDICTIONAL LIMITS OF THE CITY OF CHUBBUCK, IDAHO; SPECIFYING THE ZONING CLASSIFICATION WHICH SHALL BE APPLIED TO SAID LANDS, NEWLY ANNEXED TO THE CITY OF CHUBBUCK; DIRECTING THE CHUBBUCK CITY CLERK TO RECORD THE ORDINANCE WITH BANNOCK COUNTY; REPEALING PRIOR CONFLICTING ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE PROVISIONS OF THIS ORDINANCE; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF CHUBBUCK, IDAHO:

Section 1. Annexation. The following described lands, located within Bannock County and contiguous to the existing boundaries of the City of Chubbuck, Idaho are hereby annexed and included within the boundaries and jurisdictional limits of the City of Chubbuck, Idaho:

Copperfield Landing - Darrie Ellis - See Exhibit "A"

Section 2. Zoning. The above-described lands newly annexed to the City of Chubbuck, Idaho, shall be subject to the zoning classification of PUD, Planned Unit Development.

Section 3. Recording. The Chubbuck City Clerk is hereby directed to cause the ordinance to be recorded in the records of Bannock County.

ADMINISTRATIVE PROVISIONS

Section 1. Repeal of Conflicting Ordinances. The provisions of any Ordinance of the City of Chubbuck, Idaho, and any provision of the Chubbuck Municipal Code which are in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

being first duly sworn on oath deposes and says: that SHE was at all times herein mention a citizen of the United States of America more than 21 years of age, and the Principal Clerk of the Idaho State Journal, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

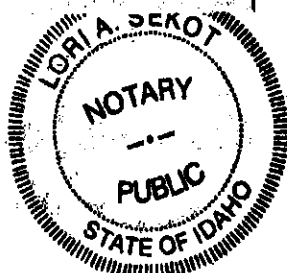
| | | |
|---------|------|------|
| Sept 19 | 2010 | 2010 |
| | 2010 | 2010 |
| | 2010 | 2010 |
| | 2010 | 2010 |

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice of advertisement and is a newspaper within the meaning of the laws of Idaho.

STATE OF IDAHO
COUNTY OF BANNOCK

On this 20th of Sep. in the year of 2010, before me, a Notary Public, personally appeared KAREN MASON Known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that he executed the same.

Notary of Public
Lori A. Sekot
Residing at Arimo exp. 2/2015



Section 4. Repealability. If any provision of this ordinance is held invalid by any reason, by any court of competent jurisdiction, such holding shall not affect the validity or enforceability of any of the remaining provisions.

Section 5. Effective Date. The rule requiring an ordinance to be read on three separate days, one of which shall be a reading in full, is hereby dispensed with, and this Ordinance shall become effective upon its passage, approval and publication as provided by law.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF CHUBBUCK, IDAHO, this 24th day of August, 2010.

/s/Steven M. England
Steven M. England, MAYOR
ATTEST: /s/Richard Morgan
Richard Morgan, CITY CLERK

EXHIBIT A COPPERFIELD LANDING ANNEXATION

A parcel of land located in the Northwest 1/4 of the Northeast 1/4 of Section 4, Township 6 South, Range 34 East, Boise Meridian, Bannock County, Idaho. Described as follows:

BEGINNING at the North 1/4 Corner of Section 4, Township 6 South, Range 34 East, Boise Meridian, see Corner Perpetuation and Filing record of Bannock County Instrument Number 20520352;

Thence South 89°47'06" East, along the North line of said Section 4, a distance of 1322.18 feet to the East 1/16 corner on the North line of said Section 4; see Corner Perpetuation and Filing record of Bannock County Instrument Number 688900; Thence South 00°40'46" East, along the East 1/16 line of said Section 4, a distance of 1304.97 feet to the Northeast 1/16 corner of said Section 4; see Corner Perpetuation and Filing record of Bannock County Instrument Number 20602180, being the Northeast corner of Horseshoe Estates Division 3 as recorded in the official records of Bannock County under Instrument Number 20616490;

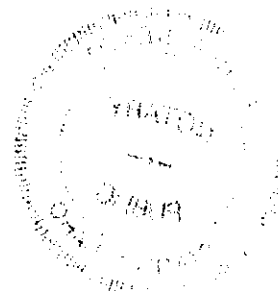
Thence South 89°56'27" West, along the North 1/16 line of said Section 4, also being the Chubbuck City Limits Line, a distance of 782.63 feet;

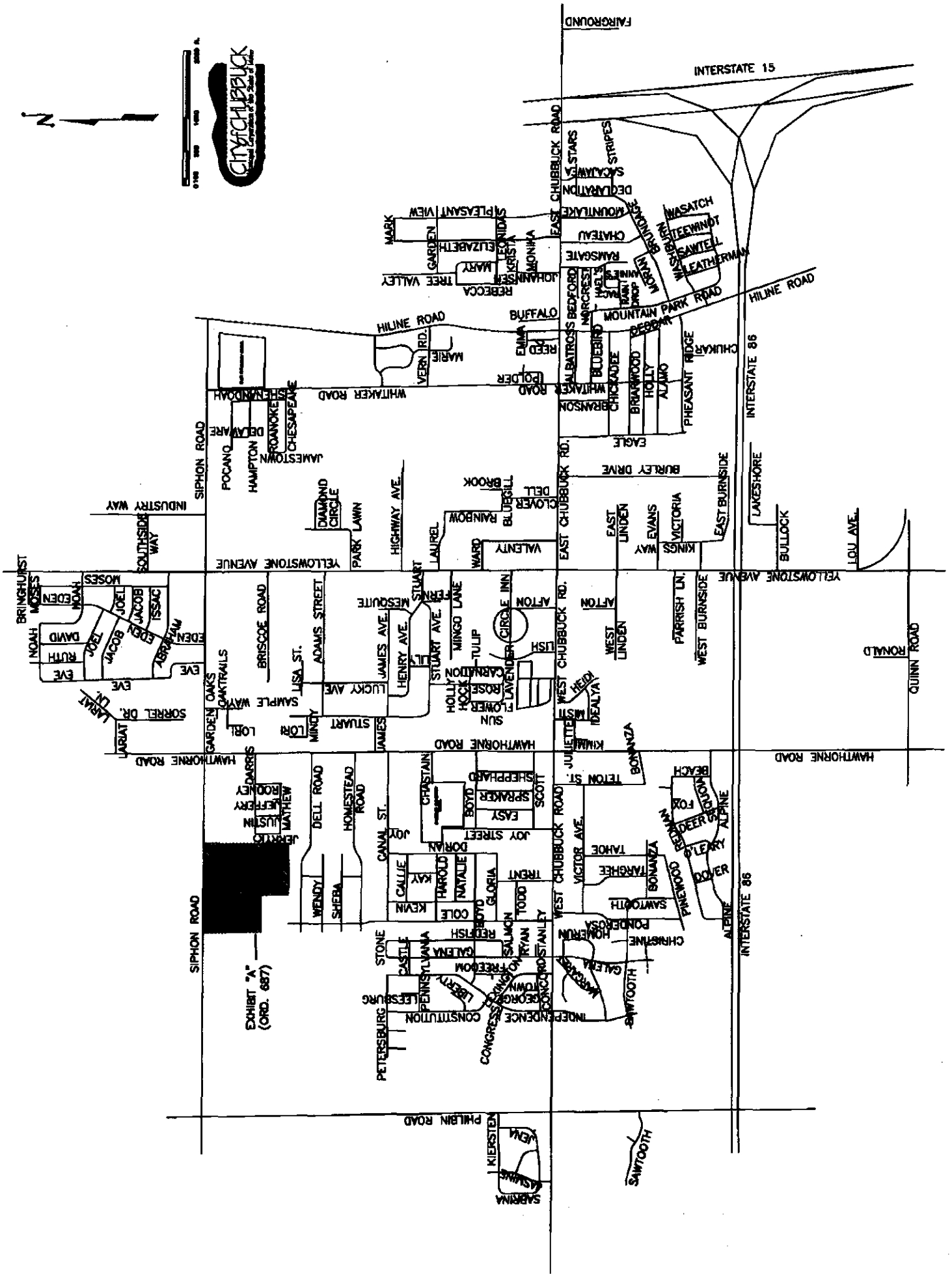
Thence North 00°28'52" West, along the Chubbuck City Limits Line, a distance of 416.00;

Thence South 89°56'27" West, along the Chubbuck City Limits Line, a distance 544.00 feet to a point on the Meridional Centerline of said Section 4;

Thence North 00°28'52" West, along the Meridional Centerline of said Section 4, a distance of 896.26 feet to the POINT OF BEGINNING.

September 18, 2010
LN18022





LAW OFFICES
JONES, CHARTERED
203 SOUTH GARFIELD
P.O. BOX 967
POCATELLO, IDAHO 83204-0967

LAMONT JONES
JACK H. ROBISON
THOMAS J. HOLMES

TELEPHONE: (208) 232-5911
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MR. HOLMES' TELEPHONE EXTENSION: 103

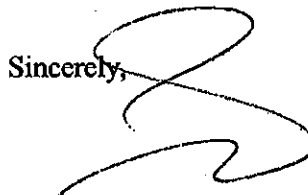
July 14, 2010

Rich Morgan
City of Chubbuck
P O Box 5604
Chubbuck, ID 83202

Dear Rich:

Enclosed is an ordinance to be placed on the next Council agenda for annexation and zoning of Copperfield Landing as proposed by Darris Ellis. Let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to be 'TJH', written over the word 'Sincerely,'.

Thomas J. Holmes

TJH/ah
chubbuck071410.11.wpd

Enclosure
cc Steve Smart